

NOTICES OF PROPOSED RULEMAKING

Unless exempted by A.R.S. § 41-1005, each agency shall begin the rulemaking process by first submitting to the Secretary of State's Office a Notice of Rulemaking Docket Opening followed by a Notice of Proposed Rulemaking that contains the preamble and the full text of the rules. The Secretary of State's Office publishes each Notice in the next available issue of the *Register* according to the schedule of deadlines for *Register* publication. Due to time restraints, the Secretary of State's Office will no longer edit the text of proposed rules. We will continue to make numbering and labeling changes as necessary.

Under the Administrative Procedure Act (A.R.S. § 41-1001 et seq.), an agency must allow at least 30 days to elapse after the publication of the Notice of Proposed Rulemaking in the *Register* before beginning any proceedings for adoption, amendment, or repeal of any rule. A.R.S. §§ 41-1013 and 41-1022.

NOTICE OF PROPOSED RULEMAKING

TITLE 7. EDUCATION

CHAPTER 2. STATE BOARD OF EDUCATION

PREAMBLE

- 1. Sections Affected**
R7-2-302
- Rulemaking Action**
New Section
- 2. The specific authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):**
Authorizing statute: A.R.S. § 15-203(A)
Implementing statute: A.R.S. §§ 15-203(A) and 15-741
- 3. A list of all previous notices appearing in the Register addressing the proposed rule:**
Notice of Rulemaking Docket Opening: 4 A.A.R. 1017, May 1, 1998
- 4. The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**
Name: Corinne L. Velasquez, Executive Director
Address: State Board of Education
1535 West Jefferson, Room 418
Phoenix, Arizona 85007
Telephone: (602) 542-5057
Fax: (602) 542-3046
- 5. An explanation of the rule, including the agency's reasons for initiating the rule:**
R7-2-302 sets forth the minimum course of study and competency requirements for graduation from high school. This rule was promulgated to amend R7-2-302.04 and was initiated to incorporate the requirements of the AIMS program and conform the rule language with the statute related to student assessment. This rule will also add specificity to the requirements for mathematics courses and course content, effective for the graduating class of 2004.
- 6. A reference to any study that the agency proposes to rely on in its evaluation of or justification for the proposed rule and where the public may obtain or review the study, all data underlying each study, any analysis of the study and other supporting material:**
None
- 7. A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:**
Not applicable

Arizona Administrative Register
Notices of Proposed Rulemaking

8. The preliminary summary of the economic, small business and consumer impact:

There will be no economic or small business impact related to this rule. Students will currently be required to take the AIMS test for graduation from high school pursuant to Arizona Statute and State Board of Education policy. This rule will align the rule language with the statute and current Board policy. The rule language related to the mathematics course requirement will add specificity to the content of the coursework and will not increase the current requirements for graduation credits.

9. The name and address of agency personnel with whom persons may communicate regarding the accuracy of the economic, small business and consumer impact statement:

Name: Corinne L. Velasquez, Executive Director
Address: State Board of Education
1535 West Jefferson, Room 418
Phoenix, Arizona 85007
Telephone: (602) 542-5057
Fax: (602) 542-3046

10. The time, place and nature of the proceedings for the adoption, amendment, or repeal of the rules, if no proceeding is scheduled, when, where, and how persons may request an oral proceeding on the proposed rules:

An oral proceeding on the proposed rulemaking is scheduled as follows:

Date: April 24, 2000
Time: 1:30 p.m.
Location: State Board of Education
1535 West Jefferson, Room 417
Phoenix, Arizona 85007

Written comments may be submitted on or before 5:00 p.m. on April 7, 2000 to the contact person listed above.

11. Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:

Not applicable

12. Incorporations by reference and their location in the rules:

None

13. The full text of the rules follows:

TITLE 7. EDUCATION

CHAPTER 2. STATE BOARD OF EDUCATION

ARTICLE 3. CURRICULUM REQUIREMENTS AND SPECIAL PROGRAMS

Section

R7-2-302. Minimum Course of Study and Competency Requirements for Graduation from High School

ARTICLE 3. CURRICULUM REQUIREMENTS AND SPECIAL PROGRAMS

R7-2-302. Minimum Course of Study and Competency Requirements for Graduation from High School

The Board prescribes the minimum course of study and competency requirements as outlined in subsections (1) and (2) and receipt of a passing score on the reading, writing, and mathematics portion of the AIMS (Arizona's Instrument to Measure Standards) assessment for the graduation of pupils from high school or issuance of a high school diploma, effective for the graduation class of 2002.

1. Subject area course requirements. The Board establishes 20 credits as the minimum number of credits necessary for high school graduation. Students shall obtain credits for required subject areas as specified in subsections (1)(a) through (f) based on completion of subject area course requirements or competency requirements. At the discretion of the local governing board, credits may be awarded for completion of elective subjects specified in subsection (1)(g) based on completion of subject area course requirements or competency requirements. The awarding of a credit toward the completion of high school graduation requirements shall be based on successful completion of the subject area requirements prescribed by the State Board and local governing board as follows:

Arizona Administrative Register
Notices of Proposed Rulemaking

- a. Four credits of English or English as a Second Language, which shall include but not be limited to the following: grammar, writing, and reading skills, advanced grammar, composition, American literature, advanced composition, research methods and skills and literature. One-half credit of the English requirement shall include the principles of speech and debate but not be limited to those principles.
 - b. One and one-half credits in instruction in the essentials, sources, and history of the constitutions of the United States and Arizona and instruction in American institutions and ideals and in the history of Arizona.
 - c. One credit of world history/geography.
 - d. Two credits of mathematics. Effective with the graduating class of 2004, mathematics credits shall be taken consecutively beginning with the 9th grade, and the course content of the mathematics credits shall reflect the academic standards in mathematics in preparation for proficiency, at the high school level, on the AIMS test.
 - e. Two credits of science.
 - f. One credit of fine arts or vocational education.
 - g. Eight and one-half credits of additional courses prescribed by the local governing board subject to the approval of the State Board pursuant to A.R.S. § 15-341(A)(7).
2. Credits earned through correspondence courses to meet graduation requirements shall be taken from an accredited institution as defined in R7-2-601. Credits earned thereby shall be limited to 4, and only 1 credit may be earned in each of the following subject areas:
 - a. English as described in subsection (1)(a) of this rule.
 - b. Social Studies.
 - c. Mathematics.
 - d. Science.
3. Delivery of distance education. In addition to traditional methods of course delivery, courses may also be offered through distance education. Distance education does not include correspondence courses. Distance education is defined as instructional-learning arrangements in which the distance education instructor and the student are separated geographically. Instruction is delivered by means of telecommunications technologies such as satellite, microwave, telephone, cable, fiber optics. The instruction supplements or comprises the entire course content and provides for two-way interactive communications between the instructor and the student during the time of the instruction. Communication or interaction occurs through the use of technologies such as voice, video, or computer-mediated communications.
 - a. Distance education providers shall register with the Department of Education and satisfy the following requirements:
 - i. Be accredited or affiliated with an accredited institution as defined in R7-2-601.
 - ii. Validate that the instructor of the distance education program:
 - (1) Possesses a current Arizona teaching certificate valid for the level and subject of the instruction to be taught; or
 - (2) Possesses a current teaching certificate from the recognized certifying authority of the sending location valid for the level and subject of the instruction to be taught; or
 - (3) Is employed by or affiliated with, in the content area of instruction, an accredited institution as defined in R7-2-601.
 - b. Distance education may be used as a part of the instructional program. School districts shall ensure that:
 - i. Only those distance education providers registered with the Department of Education are used to provide distance education; and
 - ii. The teaching partners who assist the students in receiving the instruction on-site have instructional and technical facilitator training and are supervised by an individual certified pursuant to R7-2-601 et seq.
4. Local governing boards may grant to vocational-technological education program completers a maximum of 3 1/2 credits to be used toward the Board English, mathematics, or science credit requirements for graduation, subject to the following restrictions.
 - a. The Board has approved the vocational-technological education program for equivalent credit to be used toward the Board English, mathematics, or science credit requirements for graduation.
 - b. Only 1 credit in each of English, mathematics, or science may be granted.
 - c. For vocational-technological programs in which only 1 credit is offered, either vocational or English, mathematics, or science credit may be granted.
 - d. For vocational-technological programs in which 2 or more credits are offered, only 1 credit may be used for English, mathematics, or science.
5. Competency requirements.
 - a. The awarding of a credit toward the completion of high school graduation requirements shall be based on the successful completion of State Board-adopted academic standards for subject areas listed in subsections (1)(a) through (1)(f), the successful completion of the competency requirements for the elective subjects specified in subsection (1)(g). Competency requirements for elective subjects as specified in subsection (1)(g) shall be the

Arizona Administrative Register
Notices of Proposed Rulemaking

- academic standards adopted by the State Board. If there are no adopted academic standards for an elective subject, the local governing board shall be responsible for developing and adopting competency requirements for the successful completion of the elective subject.
- b. The determination and verification of student accomplishment and performance shall be the responsibility of the subject area teacher.
- c. Upon request of the student, the local governing board shall provide the opportunity for the student to demonstrate competency in the subject areas listed in subsections (1)(a) through (1)(g) above in lieu of classroom time.
6. The local governing board of each school district shall be responsible for developing a course of study and graduation requirements for all students placed in special education programs in accordance with A.R.S. Chapter 7, Article 4 and A.A.C. R7-2-401 et seq. Students placed in special education classes, 9-12, are eligible to receive a high school diploma upon completion of graduation requirements, but reference to special education placement.

NOTICE OF PROPOSED RULEMAKING

TITLE 15. REVENUE

**CHAPTER 5. DEPARTMENT OF REVENUE
TRANSACTION PRIVILEGE AND USE TAX SECTION**

PREAMBLE

- | | |
|------------------------------------|---------------------------------|
| <u>1. Sections Affected</u> | <u>Rulemaking Action</u> |
| R15-5-1502 | Amend |
| R15-5-1506 | Amend |
| R15-5-1507 | Amend |
| R15-5-1512 | Amend |
| R15-5-1513 | Repeal |
- 2. The specific authority for the rulemaking, including both the authorizing statute (general) and the statute the rules are implementing (specific):**
- Authorizing statute: A.R.S. § 42-1005
- Implementing statute: A.R.S. § 42-5071
- 3. List of all previous notices appearing in the Register addressing the proposed rules:**
- Notice of Rulemaking Docket Opening: 5 A.A.R. 3235, September 17, 1999
- 4. The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**
- | | |
|-------------------|---|
| Name: | Jaimie Lee, Tax Analyst |
| Address: | Tax Research & Analysis Section
Arizona Department of Revenue
1600 W. Monroe
Phoenix, AZ 85007 |
| Telephone Number: | (602) 542-4672 |
| Fax Number: | (602) 542-4680 |
| E-mail address: | azdor-tra@inetmail.att.net |
- 5. An explanation of the rule, including the agency's reasons for initiating the rule:**
- These rules provide guidance regarding the application of transaction privilege tax to persons engaged in the business of leasing tangible personal property. As a result of legislative changes and the 5-year review of Title 15, Chapter 5, the Department is proposing to amend or repeal these rules because they are obsolete, repetitive, or contrary to current statute. The Department also proposes to amend these rules to conform with current rulemaking guidelines.
- 6. Reference to any study that the agency proposes to rely on and its evaluation of or justification for the proposed rule and where the public may obtain or review the study, all data underlying each study, any analysis of the study and other supporting material:**
- Not applicable

Arizona Administrative Register
Notices of Proposed Rulemaking

7. A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:

Not applicable

8. The preliminary summary of the economic, small business, and consumer impact:

It is expected that the benefits of the rules will be greater than the costs. The repeal of R15-5-1513 will benefit the public by eliminating an obsolete rule that no longer serves its intended purpose. The amendment of R15-5-1502, R15-5-1506, R15-5-1507, and R15-5-1512 will benefit the public by providing additional guidance regarding the application of transaction privilege tax under the personal property rental classification. In addition, these proposed amendments will benefit the public by providing clearer and more concise information regarding the taxability of certain lease activities under the personal property rental classification. The Department will incur the costs associated with the rulemaking process. Taxpayers are not expected to incur any expense in the amendment of these rules.

9. The name and address of agency personnel with whom persons may communicate regarding the accuracy of the economic, small business, and consumer impact statement:

Name: Jaimie Lee, Tax Analyst
Address: Tax Research & Analysis Section
Arizona Department of Revenue
1600 W. Monroe
Phoenix, AZ 85007
Telephone Number: (602) 542-4672
Fax Number: (602) 542-4680
E-mail address: azdor-tra@inetmail.att.net

10. The time, place, and nature of the proceedings for the adoption, amendment, or repeal of the rule or, if no proceeding is scheduled, where, when, and how persons may request an oral proceeding on the proposed rule:

Oral proceedings at which members of the public may appear and make comments regarding the rules or the economic, small business, and consumer impact statement will occur as follows:

Date: April 10, 2000
Time: 1:00 p.m.
Location: Department of Revenue Building
1600 W. Monroe, Small Conference Room, B1 Floor
Phoenix, AZ 85007
Nature: Public hearing

A person may submit written comments regarding the proposed rules by submitting the comments no later than 5:00 p.m. on April 10, 2000, to the person above.

11. Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:

None

12. Incorporations by reference and their location in the rules:

None

13. The full text of the rules follows:

TITLE 15. REVENUE

CHAPTER 5. DEPARTMENT OF REVENUE

TRANSACTION PRIVILEGE AND USE TAX SECTION

ARTICLE 15. ~~SALES TAX~~ ~~RENTAL OF PERSONAL PROPERTY~~ RENTAL CLASSIFICATION

Section

R15-5-1502. General

R15-5-1506. Rental of Tangible Personal Property property to Government government Agencies agencies

Arizona Administrative Register
Notices of Proposed Rulemaking

- R15-5-1507. Rental of Tangible Personal Property ~~property~~ to Schools ~~schools~~, Churches ~~churches~~, and Other ~~other~~ Non-profit ~~nonprofit~~ Organizations ~~organizations~~
- R15-5-1512. Lease – Purchase ~~purchase~~ Agreements ~~agreements~~
- R15-5-1513. Data processing equipment

ARTICLE 15. SALES TAX – ~~RENTAL OF PERSONAL PROPERTY~~ RENTAL CLASSIFICATION

R15-5-1502. General

- A. Gross income derived from the rental of tangible personal property is included in ~~subject to~~ the tax base under the personal property rental ~~this classification unless a specific statutory exemption, exclusion, or deduction applies~~. Examples of tangible personal property include: televisions, cars, ~~and~~ trucks, lawnmowers, floor polishers, tuxedos, uniforms, furniture, towels, and linens.
- B. ~~In this Article For purposes of this rule~~, the terms “lease,” “rental,” “~~renting~~,” and ~~or~~ “leasing” are used synonymously.
- C. Gross income from the lease of tangible personal property to a lessee who subleases the property is not taxable under the personal property rental classification ~~if the lessee is engaged in the business of leasing such property under the personal property rental classification~~. ~~Income from the subleasing of personal property, or any portion thereof, is taxable under this classification. No deduction is allowed for rental payments made to another lessor.~~
- D. ~~Gross~~ ~~The gross~~ income from the rental of tangible personal property includes charges ~~made~~ for installation, labor, insurance, maintenance, ~~and~~ repairs, pick-up, delivery, assembly, set-up, title and license fees, personal property taxes, and penalty fees ~~lieu taxes~~ even if ~~though these~~ such charges are ~~may be~~ billed as separate items, unless a specific statutory exemption, exclusion, or deduction applies.
- E. ~~When an automobile, truck or other vehicle, required to be registered and licensed by the laws of this state, is rented or leased for a period exceeding one year and the lessee pays the cost of license renewal, the amount so paid shall be included in the gross rental income of the lessor.~~

R15-5-1506. Rental of Tangible Personal Property ~~property~~ to Government ~~government~~ Agencies ~~agencies~~

A lessor's gross income ~~Income from the~~ rental of tangible personal property to the United States Government, the State ~~state~~ of Arizona, and ~~all~~ other governmental subdivisions; is taxable ~~subject to the tax under the personal property rental classification unless a specific statutory exemption, exclusion, or deduction applies~~.

R15-5-1507. Rental of Tangible Personal Property ~~property~~ to Schools ~~schools~~, Churches ~~churches~~, and Other ~~other~~ Nonprofit ~~nonprofit~~ Organizations ~~organizations~~

A lessor's gross income ~~Income from the~~ rental of tangible personal property to schools, churches, and other nonprofit organizations is taxable under the personal property rental classification ~~unless a specific statutory exemption, exclusion, or deduction applies~~.

R15-5-1512. Lease – Purchase ~~purchase~~ Agreements ~~agreements~~

- A. A lessor's gross income ~~Income from the~~ leasing of tangible personal property that includes ~~with~~ an option to purchase the tangible personal property ~~article~~ is taxable under the personal property rental ~~this classification until the lessee exercises such time as the purchase option to purchase is exercised~~.
- B. Gross income ~~Payments~~ received after the lessee exercises the purchase option ~~has been exercised~~ is ~~are~~ taxable under the retail classification (see Article 18).

R15-5-1513. Data processing equipment

- ~~A. Income from the leasing or renting of data processing equipment (hardware) and any other item of tangible personal property located within this state is taxable under this classification.~~
- ~~B. Income from services rendered in whole or in part in connection with the use of such hardware is exempt, including income from the multiple use of hardware wherein no single customer has exclusive use of the equipment for a fixed period of time, or where the customer does not exclusively control all manual operations necessary to operate the equipment, or both.~~
- ~~C. Income from professional and technological services such as classroom education, systems support engineering services and computer programs (software), is tax exempt.~~
- ~~D. When rental income is received together with income from exempt services, the charges for each shall be separately stated on billings and invoices or otherwise clearly reflected in the books and records of the taxpayer. If not so separately stated, the gross income from such transaction is taxable.~~
- ~~E. Income from transactions involving services rendered and including tangible property as inconsequential elements thereof is exempt.~~

NOTICE OF PROPOSED RULEMAKING

TITLE 17. TRANSPORTATION

**CHAPTER 4. DEPARTMENT OF TRANSPORTATION
MOTOR VEHICLE DIVISION**

PREAMBLE

- 1. Sections affected:**

R17-4-204
R17-4-206
R17-4-206
R17-4-208
- Rulemaking Action:**

Amend
Repeal
New Section
Repeal
- 2. The specific authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):**

Authorizing statute: A.R.S. § 28-366

Implementing statutes: A.R.S. §§ 28-2051, 28-2058, and 28-2063(B)
- 3. A list of all previous notices appearing in the Register addressing the proposed rule:**

For R17-4-204 and R17-4-206:

Notice of Rulemaking Docket Opening: 5 A.A.R. 2743, August 13, 1999

For R17-4-208:

Notice of Rulemaking Docket Opening: 5 A.A.R. 3278, September 24, 1999
- 4. The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**

Name: George R. Pavia, Division Rules Coordinator

Address: 3737 North Seventh Street, Suite 160
Phoenix, Arizona 85014

Telephone: (602) 712-8446

Fax: (602) 241-1624

E-mail: gpavia@dot.state.az.us
- 5. An explanation of the rule, including the agency's reasons for initiating the rule:**

The following 2 proposed rules reflect changes either in statute or in internal program requirements for the implementation of statute. The respective rules detail the following:

 1. Intended contents of title certificate forms (R17-4-204), and
 2. The divisional authentication of title transfers (R17-4-206).

Motor Vehicle Division is revising these title and registration rules for purposes of clarity and specificity to the general public.

The 1998 statutory rewrite of A.R.S. Title 28 has incorporated R17-4-208 in its entirety into the implementing statute, A.R.S. § 28-2063(B). The statutory language has been modernized to reflect current requirements of understandability, clarity, and conciseness. R17-4-208, aside from being archaic in form, is duplicative and unnecessary. Repeal is a natural course of action.
- 6. A reference to any study that the agency proposes to rely on in its evaluation of or justification for the proposed rule and where the public may obtain or review the study, all data underlying each study, any analysis of the study and other supporting material:**

None

Arizona Administrative Register
Notices of Proposed Rulemaking

7. A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:

For R17-4-204 and R17-4-206:

The rules update and streamline language to bring program requirements in line with current procedures. These rule revisions promote ease in understanding for the general public.

For R17-4-208:

It is in the best interest of state government to eliminate outdated, duplicative unnecessary administrative rules in an effort to avoid confusion or misinterpretation. Since the body of the rule now exists entirely in A.R.S. § 28-2063(B), it is in the state's best interest to repeal R17-4-208.

8. The preliminary summary of the economic, small business, and consumer impact:

For R17-4-204:

Since A.R.S. § 28-2051 requires title certificates of all motor vehicles, trailers, and semitrailers in the State of Arizona, any owning business or consumer will bear the costs of titling a subject vehicle within this state. The Division incurs an estimated \$8.17 cost per titling transaction. This includes the cost of the tamper-resistant paper, data entry, printing, and agency employee handling costs in executing each titling action. The state titles an estimated 1.7 million vehicles per annum. Thus, the aggregate cost of issuing title certificates is substantial to the Division. The full Economic Impact Statement will show the Division recoups titling costs in total revenue generated through annual vehicle registration fees. The benefit to the state, insurance entities, and vehicle owners in the mandatory issue of title certificates is ostensible reduction in fraudulent ownership claims and litigation.

For R17-4-206:

The only cost to a vehicle seller in transferring vehicle ownership would be a required fee by a Notary Public to acknowledge the seller's signature. Notary fees for signature acknowledgements are \$2 each as prescribed under A.R.S. § 41-316. This is a minimal per transfer cost to the consumer. There is no cost to the seller if a signature is witnessed by an MVD agent. Witnessing valid signatures is an employee task included in general MVD field office agent assigned and remunerative duties.

For R17-4-208:

MVD is claiming exemption under the provisions of A.R.S. § 41-1055(D)(3). The only foreseen economic impact of repealing R17-4-208 is clerical costs involved in formal rulemaking. Any other economic requirements of R17-4-208 are still in force under implementing statutory authority listed in #2 above and are not germane to this repeal action.

For all 3 rules in this rulemaking:

Minimal costs will be incurred in staff handling, printing, and publishing by the Governor's Regulatory Review Council, the Secretary of State's Office, and the Division.

9. The name and address of agency personnel with whom persons may communicate regarding the accuracy of the economic, small business, and consumer impact statement:

Name:	George R. Pavia, Division Rules Coordinator
Address:	3737 North Seventh Street, Suite 160
Telephone:	(602) 712-8446
Fax:	(602) 241-1624
E-mail:	gpavia@dot.state.az.us

10. The time, place, and nature of the proceedings for the making, amendment, or repeal of the rule, or if no proceeding is scheduled, where, when, and how persons may request an oral proceeding on the proposed rule:

No oral proceeding is scheduled for this rulemaking. Written, faxed, e-mail comments, or requests for an oral proceeding may be made to the officer listed in item #4 between the hours of 8 a.m. and 4:30 p.m., Monday through Friday. If no oral proceeding is requested, the public comment period shall continue for 30 days from this notice's publication date. The public record for this rulemaking will close at 4:30 p.m. on April 14, 2000.

11. Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:

None

Arizona Administrative Register
Notices of Proposed Rulemaking

12. Incorporations by reference and their location in the rules:

Not applicable

13. The full text of the rules follows:

TITLE 17. TRANSPORTATION

CHAPTER 4. DEPARTMENT OF TRANSPORTATION, MOTOR VEHICLE DIVISION

ARTICLE 2. TITLES AND REGISTRATION

Section

R17-4-204. Certificate of Title Form

R17-4-206. ~~Title Sign-off By Owner Must Be Witnessed~~ Seller's Signature Acknowledgement

R17-4-208. ~~Mobile home—Dual Units as Separate Vehicles~~ Repealed

ARTICLE 2. TITLES AND REGISTRATION

R17-4-204. Certificate of Title Form

A. ~~Security features—Certificate of Title will be printed on paper utilizing security features which hinder counterfeiting or alteration.~~

B. ~~Contents of certificate—The State of Arizona, Motor Vehicle Division, Certificate of Title shall contain space for the following information:~~

- ~~1. Title information—title number, issue date, title control number, previous title number, state of previous title and date, month and year first registered and type of title being issued.~~
- ~~2. Vehicle information—type, status, vehicle identification number, model year, make, body style, model, fuel type, odometer code, month and year of manufacture, factory list price, previous vehicle mechanical or structural condition and gross vehicle weight.~~
- ~~3. Lienholder information—names and addresses of all lienholders.~~
- ~~4. Vehicle owner information—name and street address of owner(s).~~
- ~~5. Mailing information—name and mailing address of owner or owner's legal designee.~~
- ~~6. Ownership change information—date of sale, name and address of purchaser, new lienholder information, odometer statement, signature of seller, notary statement, and dealer reassignment information.~~

A. Motor Vehicle Division shall produce the Certificate of Title form on tamper-resistant paper to hinder counterfeiting or alteration.

B. MVD shall ensure the Certificate of Title form provides space for the following information:

1. Title information:
 - a. Title number.
 - b. Issue date.
 - c. Previous title number, and
 - d. State and date of previous title.
2. Vehicle information:
 - a. Vehicle identification number (VIN).
 - b. Vehicle model information.
 - c. Fuel type.
 - d. Odometer code, and
 - e. Previous vehicle mechanical or structural condition.
3. Lienholder information:
 - a. All lienholder names and addresses.
 - b. Lienholder customer or federal identification number, and
 - c. Lien amount and date.
4. Vehicle owner or owner's legal designee information:
 - a. Name, and
 - b. Mailing address.
5. Ownership change information:
 - a. Sale date.
 - b. Purchaser's name and address.
 - c. Odometer mileage disclosure statement.
 - d. Dealer reassignment information.
 - e. Seller's signature, and

Arizona Administrative Register
Notices of Proposed Rulemaking

- f. Seller's signature certification.
6. Other information as required by the Division for internal processing and records keeping.

R17-4-206. ~~Title Sign-off By Owner Must Be Witnessed~~ Seller's Signature Acknowledgement

~~Requiring a verification by owner when transferring title to a motor vehicle.~~

1. ~~Section 66-211, A.C.A. 139 as amended, relating to transfer of Title, reads in part and provides that the owner "shall also endorse on the back of the Certificate of Title to such vehicle, if issued, any assignment thereof, with the warranty of Title in the form printed thereon, and shall deliver the same to the purchaser or transferee at the time of delivery to him of such motor vehicle, except as provided in section 1640a".~~
2. ~~It is of prime importance that the purchaser or transferee, referred to in the above quoted section, have assurance of the genuineness of the assignment and warranty.~~
3. ~~Section 66-201, A.C.A. 1939 as amended, reads in part, "The Superintendent shall prescribe rules for carrying out the provisions of the Act".~~
4. ~~To afford the purchaser or transferee of some assurance of the genuineness of the assignment and warranty, it is ordered that when the owner of a registered vehicle transfers or assigns his Title or interest thereto the signature of such assignment on the back of Title to such vehicle shall be acknowledged before a Notary Public or an agent of the Motor Vehicle Division who has been designated by the Superintendent has having the power to administer oaths and acknowledge signatures.~~

A Seller shall ensure that a Notary Public or a Motor Vehicle Division agent witnesses and signs acknowledging the authenticity of the title transfer. "Motor Vehicle Division agent" has the meaning prescribed in A.R.S. § 28-370(C).

R17-4-208. ~~Mobile Home — Dual Units as Separate Vehicles~~ Repealed

~~When a series of mobile home units are placed side by side to comprise one home for human occupancy, for the purpose of obtaining a certificate of title and registration for the mobile home units under Arizona Revised Statutes, Title 28, Chapter 3, Article 1, each mobile home unit of the series comprising one home for human occupancy shall be considered a separate mobile home.~~